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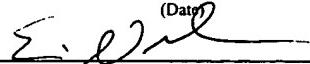


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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant	:	Sujal Patel	) Group Art Unit 2739
Appl. No.	:	09/454,870	)
Filed	:	December 3, 1999	) I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on
For	:	SYSTEM AND METHOD OF TRANSMITTING DATA PACKETS	) May 1, 2000 (Date)  Eric M. Nelson, Reg. No. 43,829
Examiner	:	Unknown	)

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Prior to examination, please amend the above referenced application as follows:

**IN THE SPECIFICATION**

Page 2, line 21, please delete “[TO BE COMPLETED UPON FINALIZATION OF CLAIMS]”, and replace with:

-- One embodiment of the invention comprises a method of transmitting a plurality of data packets from a server computer to at least one client computer, the method comprising determining one or more system conditions of the server computer, and modifying a process of transmitting the data packets from the server computer to the client computer, the modifying based at least in part upon the determined system conditions.

Another embodiment of the invention comprises a server computer for transmitting data packets, the server computer comprising a plurality of data packets, and a server program for determining one or more system conditions and for modifying a process of transmitting the data packets from the server computer to a client computer, the modifying based at least in part upon the determined system conditions.

Yet another embodiment of the invention comprises a system for transmitting data packets from a server computer to at least one client computer, the system comprising means for determining